



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner:
Charles L. Branch et al.)	James L. Swiger III
)	
Application Serial No. 10/645,413)	Group Art Unit: 3733
)	
Filed: August 21, 2003)	Ref. No.: MSDI-214/
)	PC 365.06
)	
INTERBODY FUSION GRAFTS AND)	November 30, 2006
INSTRUMENTATION)	

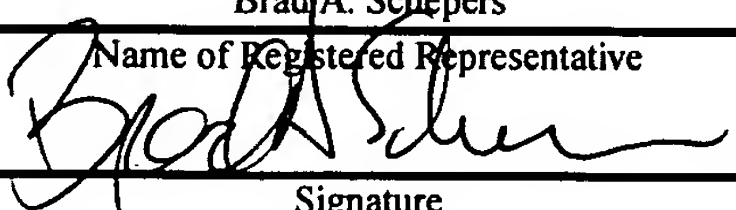
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R. §1.56, Applicants wish to bring to the attention of the Examiner the following patents, publications and/or other information listed on the attached PTO Form 1449.

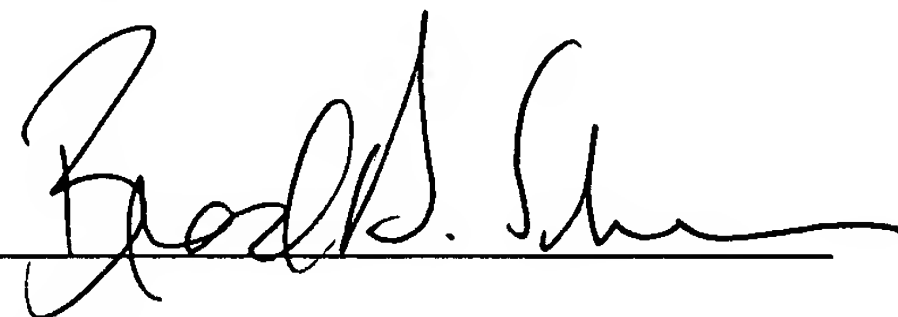
The cited information was previously submitted in this application by the Applicants via an Information Disclosure Statement filed with the application on August 21, 2003. However, the acknowledged copy of the Information Disclosure Statement crossed out each of the non-U.S. references, presumably for not including copies of the references. However, each of the

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Brad A. Schepers	
Name of Registered Representative	
	
Signature	
November 30, 2006	
Date of Signature	

foreign references and non-patent references cited in the Information Disclosure Statement were previously considered in **U.S. Patent Application Serial No. 09/870,023** to which the present application claims priority. Accordingly, under 37 C.F.R. §1.98(d), copies of the cited references are not required. The Applicants therefore respectfully request consideration of the cited prior art references. The filing of this Supplemental Information Disclosure Statement shall not construed as an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56.

No fee is believed due with regard to the filing of this Supplemental Information Disclosure Statement. However, should any fee be required, please charge such fee to Deposit Account No. 12-2424, but not to include payment of any issue fees.

Respectfully submitted,

By: 

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PTO/SB/08A (07-06)

Approved for use through 09/30/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute 65-40000-9/PTO

(Use as many sheets as necessary)

Complete if Known

Application Number	10/645,413
Filing Date	August 21, 2003
First Named Inventor	Charles L. Branch
Art Unit	3733
Examiner Name	James L. Swiger III
Attorney Docket Number	MSDI-214/PC 365.06

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U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		EP 0077159	04/1983			
		EP 0307241	03/1989			
		PCT 95/08306	03/1995			
		PCT 95/15133	06/1995			
		PCT 96/22747	08/1996			
		PCT 96/40013	12/1996			

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

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Art Unit	3733
Examiner Name	James L. Swiger III
Attorney Docket Number	MSDI-214/PC 365.06

Sheet	3	of	3
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NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		AcroMed Spine Tools "PLIG Instruments" (undated)	
		"Brantigan I/F Cage Acromed" (undated)	
		"Brantigan I/F Cage for PLIF" (1991)	
		Sofamor Danek "Laparoscopic Bone Dowel Surgical Technique" (1995)	
		Sofamor Danek "Surgical Technique Using Bone Dowel Instrumentation for Posterior Approach," LIT.PLIF.ST96 (1996)	
		Sofamor Danek "Surgical Tips Posterior Approach" (1998)	
		University of Florida Tissue Bank, Inc. "Allograft Catalog" (1998)	

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